UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION

THE DOCUMENT APPLIES TO ALL LOWER MANHATTAN DISASTER SITE LITIGATION

CENTER LOWER 21 MC 102 (AKH)

LOWER WITHOUT PREJUDICE AS TO CRITERION
LABORATORIES, INC. ONLY FOR THE
ACTION COMMENCED BY JOAQUIN
CAMPUZANO, 07CV1478

IS HEREBY stipulated and agreed by and between the undersigned, the attorneys of record for the parties, plaintiff Joaquin Campuzano and defendant Criterion Laboratories, Inc., that whereas no party herein is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of this action and based on the representation of the within defendant, and to the extent plaintiff can so stipulate that each claim, cross-claim, and counter-claim asserted by and against defendant Criterion Laboratories, Inc., only for the above case, shall be and the same hereby are discontinued without prejudice and without cost to any party as against the other.

It IS FURTHER STIPULATED AND AGREED that should evidence be discovered throughout the course of the litigation which determines that Criterion Laboratories, Inc. is a proper party to this suit, that plaintiff may re-institute the action without regard to the applicable statute of limitations, assuming said original action was timely commenced, and in such instance defendants shall not assert the statute of limitation as a defense.

This stipulation may be filed without further notice with the Clerk of the Court.

Dated:

New York, New York

July 20, 2010

ERNEST J. PECK - 4730 DOWNING & PECK, P.C.

Attorneys for Defendant

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Robert Al Grochow, Esq. Attorney for Plaintiff

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SO ORDERED:

Hon. Alvin K. Hellerstein, U.D.J.